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IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 8707 OF 2006

The State of Maharashtra
through the Vankshetrapal,
Sagareshwar Abhayaranya, Sagareshwar,
Post- Devrashtre, Tal. Khanapur,
Dist. Sangli. ... Petitioners

V/s

Sahebrao Bhagwan Dhokale ... Respondent

Mr. D.A. Patil, A.G.P. for the petitioner.

CORAM: SMT. NISHITA MHATRE, J.

DATED: 15TH JUNE, 2007.

P.C.:

1. The petitioners have challenged the award passed by the Labour Court in Reference (IDA) No. 33 of 1994. The petitioner terminated the services of the respondent with effect from 1.10.1989. The Labour Court has found that although the petitioners were directed to produce the muster roll for the relevant period, they have not done so. On this basis the Labour Court concluded that the respondent had completed more than 240 days' in a year after he joined the services in April, 1986. The Labour Court has held that the petitioners were engaged

in an unfair labour practice as they have not followed the provisions of Section 25-F of the Industrial Disputes Act, 1947 and that the respondent had not abandoned the services as contended by the petitioners.

2. In my view, the labour Court has committed no perversity in recording the aforesaid findings.

3. Hence, the petition stands dismissed.

(SMT. NISHITA MHATRE, J.)